



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: January 24, 2012

Subject: Amendment to Grant of Easement granted to Central Contra Costa Sanitary District, Alamo, Danville, Walnut Creek areas

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Chair, Board of Supervisors, to execute the Amendment to the Grant of Easement between Contra Costa County (County) and Central Contra Costa Sanitary District (District), dated December 3, 1985; and

DIRECT the Real Property Division of the Public Works Department to have the above referenced Amendment to Grant of Easement forwarded to the District for acceptance and recording in the Office of the County Recorder. Project No. 0678-6G5575

FISCAL IMPACT:

There is no fiscal impact.

BACKGROUND:

In 1985, the County purchased portions of the Iron Horse Corridor (IHC)

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **01/24/2012** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 24, 2012

David Twa, County Administrator and Clerk of the Board of Supervisors

By: STACEY M. BOYD, Deputy

Contact: Carla Peccianti, (925)
313-2222

BACKGROUND: (CONT'D)

from Southern Pacific Railroad (SPRR) with monetary help from the District. In exchange for receiving the funds from the District, the County granted easements to the District, which only possessed lease agreements with SPRR. The Grant of Easement granted to the District on December 3, 1985 and recorded on December 9, 1985, states that the location of the easement area specified therein was based on the best information available at the time of execution, and allows the parties to amend the easements upon determination of a more precise location of existing or proposed facilities.

The District has now determined and mapped the precise location of their facility and would now like to amend the legal description and plat of the original 1985 Grant of Easement. All other terms and conditions of the original grant of easement will remain in full force and effect.

In December of 1985, the Board of Supervisors determined that the sale of easements to Central Contra Sanitary District was exempt from the California Environmental Quality Act under State Guidelines, Section 15112.

CONSEQUENCE OF NEGATIVE ACTION:

The legal description and plat will not be correct.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

ATTACHMENTS

Amendment to Grant of Easement

Exhibit A

Exhibit B